



07/31/03

BARRY R. LIPSITZ
DOUGLAS M. McALLISTER

LAW OFFICES
BARRY R. LIPSITZ
BRADFORD GREEN, BUILDING 8
755 MAIN STREET
MONROE, CONNECTICUT 06468
PATENTS, TRADEMARKS, COPYRIGHTS

TELEPHONE: (203)459-0200
FACSIMILE: (203)459-0201**MAIL STOP PATENT APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR FILING A CONTINUATION OR DIVISION
OF AN INTERNATIONAL APPLICATION**

22151 U.S. PTO
10/632693
07/31/03

Sir:

This is a request for filing a *continuation* application under 37 C.F.R. 1.53(b), of pending prior international application number PCT/EP02/00793 filed on January 25, 2002 which designated the United States.

Inventor(s):

François LEITNER whose address is l'oree du parc, FR-38410 Uriage, France
and whose citizenship is: France

Benoit MOLLARD whose address is 11, place de Valmy, F-38130 Echirolles, France
and whose citizenship is: France

Hanns-Peter TUEMMLER whose address is Emminger Strasse 124, D-78532 Tuttlingen, Germany
and whose citizenship is: Germany

Title: **METHOD AND DEVICE FOR DETERMINING THE CONTOUR OF A RECESS IN A PIECE OF MATERIAL**

APPLICATION ELEMENTS:

- (1) Patent Application Specification, including Abstract and claims - 14 pages
- (2) Three (3) sheet(s) of **formal drawings**, together with transmittal letter
- (3) A check in the amount of \$ _____ to cover the [] filing fee(\$.00)
and/or [] Assignment Recordal Fee (\$ _____) is enclosed.

- [] Before calculating the fee, cancel claim(s)
- [] Before calculating the fee, see copy of Preliminary Amendment filed.

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Basic Fee							\$ 750.00
Multiple Dependent Claims (\$260.)							
Foreign Language Surcharge (\$130.)							
	For	No. Filed	-	No. Extra		Rate	
EXTRA	Total Claims	18	20	0	x	\$18.	= \$ 0.00
CLAIMS	Independent Claims	2	3	0	x	\$84.	= \$ 0.00
TOTAL FILING FEE							= \$.00

- (4) [] Declaration and Power of Attorney form
a. [] Newly executed
b. [] Copy from a prior application
c. [] Deletion of inventor(s) – signed statement attached deleting inventor(s) named in the prior application.

- (5) [] Small Entity Status

ACCOMPANYING APPLICATION PARTS:

- (6) [] Assignment document
a. [] Newly executed (with \$40.00 recordal fee) and separate transmittal Form PTO-1595
b. [] Copy from a prior application
c. [X] Please include assignee information when this application is published
Assignee: **AESCULAP AG & Co. KG**
Am Aesculap-Platz
D-78532 Tuttlingen
Germany
- (7) [] Preliminary Amendment
- (8) [] Certified Copy of Priority Document, together with separate transmittal letter
- (9) [X] Information Disclosure Statement, together with PTO Form 1449, copies of cited references and International Search Report for PCT/EP02/00793
- (10) [X] Return receipt postage prepaid postcard
- (11) [X] Express Mail Certificate (Mailing Label No. **EV132074594 US**)
- (12) [X] Application Data Sheet

(13) [] Other:

(14) [X] Please amend the specification by inserting before the first line the sentence:

**"This application is a continuation of international application number
PCT/EP02/00793 filed on January 25, 2002."**

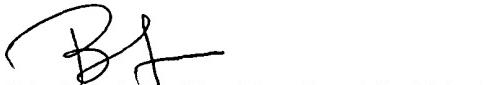
(15) [X] This application claims the benefit of German Patent Application
No. 101 05 822.5 filed February 7, 2001.

(16) [X] Correspondence address:

Barry R. Lipsitz
Law Offices of Barry R. Lipsitz
755 Main Street, Building 8
Monroe, CT 06468
Telephone: (203) 459-0200

(17) [X] Pursuant to the provisions of 37 C.F.R. Sections 1.10 and 1.53, Applicants respectfully request that this application be assigned a serial number and a filing date of July 31, 2003, the date upon which the application was mailed to the Patent and Trademark Office by Express Mail (No. EV132074594 US).

Respectfully submitted,



Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
755 Main Street, Bldg. 8
Monroe, CT 06468
(203) 459-0200

ATTORNEY DOCKET NO.: HOE-768
Date: July 31, 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Leitner, et al.)
Filed: Herewith)
)

For: **METHOD AND DEVICE FOR DETERMINING THE CONTOUR OF A RECESS IN A PIECE OF MATERIAL**

EXPRESS MAIL CERTIFICATE

MAIL STOP PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

"Express Mail" mailing label number EV132074594 US

Date of Deposit: July 31, 2003

I hereby certify that the attached:

- [x] Return receipt postage prepaid postcard;
- [x] Transmittal Letter (Request for Filing a Continuation or Division of an International Application), with attachment - 3 pages total;
- [x] Application Data Sheet;
- [x] Patent Application Specification including Abstract and Claims (14 pages);
- [x] Three (3) sheets of formal drawings, together with transmittal letter;
- [x] Information Disclosure Statement, together with Form PTO-1449, copies of cited documents and International Search Report for International patent application PCT/EP02/00793.

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and 1.53 on the date indicated above and is addressed to: **MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Carol Prentice
(Typed or printed name of person mailing paper or fee)

Carol Prentice
(Signature of person mailing paper or fee)

Respectfully submitted,



Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
755 Main Street, Bldg. 8
Monroe, CT 06468
(203) 459-0200

Date: **July 31, 2003**
ATTORNEY DOCKET NO.: **HOE-768**